FORM PTO-1390 U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No.
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371	2800-129
	U.S. Application No. (if known, see 37 CFR 1.5) **10/541317**

INTERNATIONAL APPLICATION NO. PCT/NO03/00437	INTERNATIONAL FILING DATE December 22, 2003	PRIORITY DATE CLAIMED December 30, 2002

TITLE OF INVENTION
CONFIGURABLE DIFFRACTIVE OPTICAL ELEMENT

APPLICANT(S) FOR DO/EO/US
Håkon SAGBERG et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. [X] This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371

2. [ ] This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.

3. [X] This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.

4. [X] The US has been elected (Article 31).

5. [X] A copy of the International Application as filed (35 U.S.C. 371(c)(2))
    a. [ ] is attached hereto (required only if not communicated by the International Bureau).
    b. [X] has been communicated by the International Bureau.
    c. [ ] is not required, as the application was filed in the United States Receiving Office (RO/US)

6. [ ] An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
    a. [ ] is attached hereto.
    b. [ ] has been previously submitted under 35 U.S.C. 154(d)(4).

7. [X] Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
    a. [ ] are attached hereto (required only if not communicated by the International Bureau).
    b. [ ] have been communicated by the International Bureau.
    c. [ ] have not been made; however, the time limit for making such amendments has NOT expired.
    d. [X] have not been made and will not be made.

8. [ ] An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).

9. [ ] An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).

10. [ ] An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

ITEMS 11. TO 20. below concern other document(s) or information included:

11. [X] An Information Disclosure Statement under 37 CFR 1.97 and 1.98 with International and Norwegian Search Reports.
12. [ ] An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. [X] A preliminary amendment.
14. [X] An Application Data Sheet under 37 CFR 1.76.
15. [ ] A substitute specification.
16. [ ] A power of attorney and/or address letter.
17. [ ] A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825
18. [ ] A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. [ ] A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. [X] Other items or information:
    [X] RO/101 [X] IPEA/401 [X] ISA/210(ISR) [ ] IB/301 [ ] IB/304 [ ] IB/308 [ ] IB 401 [X] IB/409(IPER)
    [ ] IB/416 [X] Published Application WO 2004/059365 A1

U.S. APPLICATION NO. (if known, see 37 CFR 1.50) **10/541317**	INTERNATIONAL APPLICATION NO. *PCT/NO03/00437*	ATTORNEY DOCKET NO.	
The following fees are submitted: 21. ☒ Basic National Fee $300.00		$ 300.00	
22. ☒ Examination Fee If International Preliminary Examination Report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1) – (4) ....$100.00 All other situations.. $200.00		$ 200.00	
23. ☒ Search Fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.. $100.00 International Search Report prepare and provided to the Office............................ $400.00 All other situations.. .$500.00		$ 400.00	
TOTAL OF 21,22 and 23=		$ 900.00	
☐ Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is $250 for each additional 50 sheets of paper or a fraction thereof.		$	

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
- 100=	/ 50		X 250.00		

Surcharge of $130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).					
Claims	Number Filed	Number Extra	Rate		
Total Claims	7 - 20 =	0	X $50.00	$	
Independent Claims	1 - 3 =	0	X $200.00	$	
Multiple dependent claim(s) (if applicable)			+ $360.00	$	
TOTAL OF ABOVE CALCULATIONS =				$ 900.00	
☐ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				$	
SUBTOTAL =				$	
Processing fee of $130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). +				$	
TOTAL NATIONAL FEE =				$	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). $40.00 per property +				$	
TOTAL FEES ENCLOSED =				$ 900.00	
				Amount to be refunded	$
				charged	$

a. ☐ A check in the amount of $__ to cover the above fees is enclosed.

b. ☒ Please charge my Deposit Account No. 02-2135 in the amount of $ 900.00 to cover the above fees.
 A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 02-2135. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:
Customer No. 6449

Adam M. Treiber
Rothwell, Figg, Ernst & Manbeck
1425 K St., N.W.
Washington, D.C. 20005
Phone: 202/783-6040

Signature

Adam M. Treiber
Name

48,000
Registration Number